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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/646,424	08/22/2003	Wieslaw Maciejczyk	BSG (A) P16AUS	9164

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DAVIS & BUJOLD, P.L.L.C.
FOURTH FLOOR
500 N. COMMERCIAL STREET
MANCHESTER, NH 03101-1151

EXAMINER

BARFIELD, ANTHONY DERRELL

ART UNIT	PAPER NUMBER
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3636

DATE MAILED: 09/21/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/646,424

Applicant(s)

MACIEJCZYK, WIESLAW

Examiner

Anthony D. Barfield

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 08 July 2005.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-25 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-25 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☐ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____.
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____.

DETAILED ACTION

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

(e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent.

The changes made to 35 U.S.C. 102(e) by the American Inventors Protection Act of 1999 (AIPA) and the Intellectual Property and High Technology Technical Amendments Act of 2002 do not apply when the reference is a U.S. patent resulting directly or indirectly from an international application filed before November 29, 2000. Therefore, the prior art date of the reference is determined under 35 U.S.C. 102(e) prior to the amendment by the AIPA (pre-AIPA 35 U.S.C. 102(e)).

2. Claims 1-5,7,8,16,18-22,24-25 are rejected under 35 U.S.C. 102(b) as being anticipated by Sedlack. Sedlack shows a connecting system (25) comprising a child car seat (10,20) in a vehicle, the child car seat being of a type which can either be rearward or forward facing and having a rear strap path for use when the seat is in the forward facing position and a front strap path for use when the seat is in the rearward facing position, the connecting system including a connecting strap (28) having latches (35,37) at either end thereof and which are adapted to engage with latching bars (40) on the vehicle, the connecting strap passing through and being fixed in a strap duct, upon the strap being latched/locked to the vehicle seat (see Figs. 2 and 4), the connecting strap being sufficiently long that respective ends extending from each side of the

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strap duct can extend out the opposite side of the front strap path for use when the child car seat is in the rearward facing position or extend out the opposite side of the rear strap path for use when the child car seat is in the forward facing position.

3. Claims 1-8, 16, 18-25 are rejected under 35 U.S.C. 102(e) as being anticipated by Kain. Kain shows a connecting system (16) comprising a child car seat (10) in a vehicle, the child car seat being of a type which can either be rearward or forward facing and having a rear strap path for use when the seat is in the forward facing position and a front strap path for use when the seat is in the rearward facing position, the connecting system including a connecting strap (40) having latches (42) at either end thereof and which are adapted to engage with latching bars (18) on the vehicle, the connecting strap passing through and being fixed in a strap duct (41, Fig. 1) via rivets (48) and when the connecting strap being latched/locked to the vehicle seat, the connecting strap being sufficiently long that respective ends extending from each side of the strap duct can extend out the opposite side of the front strap path for use when the child car seat is in the rearward facing position or extend out the opposite side of the rear strap path for use when the child car seat is in the forward facing position.

Claim Rejections - 35 USC § 103

4. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

5. Claims 9-15, and 17 are rejected under 35 U.S.C. 103(a) as being unpatentable over Kain. Kain shows all of the teachings of the claimed invention. The method steps as claimed would have been obviously incorporated within the use of the invention, as taught by Kain.

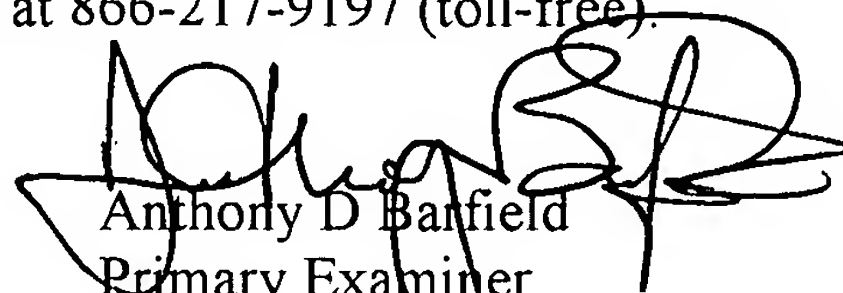
Response to Arguments

6. Applicant's arguments filed 7/08/05 have been fully considered but they are not persuasive. In reference to applicant's argument that Sedlack and Kain fail to teach the use of a "connecting strap passing through and being fixed in a strap duct", the examiner is of the opinion that both Sedlack and Kain teach the use of a connecting strap passing through and being fixed in a strap duct, when the straps are latched/locked to the vehicle seat.. Applicant is reminded that the term "fixed" does not imply a "permanent" attachment as in the case of Sedlack the connecting strap is "selectively" and "detachably" fixed to a child seat within a strap duct. Kain shows the strap being "permanently" via the rivets fixed in a strap duct and "detachably" fixed to a strap duct.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Anthony D. Barfield whose telephone number is 5703-308-215852. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Anthony D Barfield
Primary Examiner
Art Unit 3636

adb
September 15, 2005